



LEGISLATIVE FISCAL OFFICE

Fiscal Note

Fiscal Note On: HB 827 HLS 09RS 1083

Bill Text Version: ORIGINAL

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: May 13, 2009	4:38 PM	Author: SIMON
Dept./Agy.: Secretary of State		
Subject: Election Code		Analyst: Evelyn McWilliams

ELECTION CODE

OR SEE FISC NOTE GF EX

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Makes revisions to the election code to provide with respect to voters with special needs

This legislation makes administrative and technical changes to the election code in regards to voters with special needs. Allows a person residing in a nursing or veteran’s home to vote at the nursing or veteran’s home. Changes “physically handicapped” to “physical disability”. Mandates that persons assisting disabled voters when voting absentee by mail or during the early voting if paper ballots are utilized to execute an acknowledgment verifying that the person marked the ballot in the manner dictated by the voter. Provides that a person who, when assisting a voter in voting, fails to mark the ballot or vote in the manner dictated by the voter has committed an election offense. Effective January 1, 2010.

EXPENDITURES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2009-10	2010-11	2011-12	2012-13	2013-14	5 -YEAR TOTAL
State Gen. Fd.	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	SEE BELOW	
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	\$0	\$0	\$0	\$0	\$0	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

The fiscal impact of the proposed legislation is not determinable but is anticipated to be a minimum amount. The Secretary of State’s Office is not able to anticipate the number of voters who will receive absentee ballots. The agency will have to reprint ballot envelopes used for voting absentee by mail and add a section for a person to sign that assisted a voter (who is visually impaired, physically disabled or who is unable to read or write). The agency estimates it will cost approximately \$10,000 to replace the envelopes currently in stock with the new envelopes. Registrar of voters will possibly incur higher postage costs for mailing absentee ballots to voters in the disability program.

REVENUE EXPLANATION

The legislation provides that a person who, when assisting a voter in voting, fails to vote in the manner dictated by the voter has committed an election offense. Current law provides that penalties for an election offense include a fine of not more than \$1,000 or imprisonment for not more than one year, or both for a first offense and for a second or succeeding offense include a fine of not more than \$2,500 or imprisonment for not more than five years, or both. If the offense is considered a misdemeanor, there could also be an increase in local expenditures. Misdemeanor offenders that require imprisonment are incarcerated locally at local expense. Local law enforcement agencies may realize an indeterminable increase in expenditures associated with prison costs. The cost increase will depend on the number of offenders and the cost per day for a local law enforcement agency to incarcerate an offender. The Legislative Fiscal Office is not able to anticipate the amount of fines that may be generated.

Senate

☐ 13.5.1 >= \$500,000 Annual Fiscal Cost

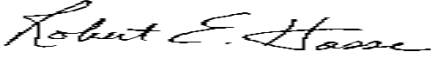
☐ 13.5.2 >= \$500,000 Annual Tax or Fee Change

Dual Referral Rules

House

☐ 6.8(F) >= \$500,000 Annual Fiscal Cost

☐ 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease



Robert E. Hosse

LFO Staff Director